IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 195 of 2006 (M/B)

1. Dhirendra Prasad
   S/o Sri Maheshannad Dhaulakhandi
2. Maheshannad Dhaulakhandi
   S/o Late Sri Khushalmani
3. Mheshwari Dhaulakhandi
   W/o Sri Maheshanand Dhaulakhandi
   All R/o Village Kalwari Bheti,
   Patti Idiakot Malla, Rikhnikhal,
   Tehsil Lansdown, Pauri Garhwal ..... Petitioners

Versus

1. State of Uttaranchal.
   through Senior Superintendent of Police
   District Pauri Garhwal
2. S.H.O., P.S.Kotdwar, District Pauri Garhwal

3. Smt. Savita Dhaulakhandi W/o Sri Dhirendra Prasad
   Dhaulakhandi D/o Sri Dharmanand Kundaliya
   R/o Village Shibbunagar, Patti Subro,
   Tehsil Kotdwar, District Pauri Garhwal ..... Respondents

Sri B.D. Pande, Advocate on behalf of Sri Anil Dabral, Advocate for the petitioners.
Sri. H.C. Pande, Addl. Govt. Advocate for respondents 1 to 2.
Sri Jagdish Prasad, Advocate for respondent no. 3.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C. J. (Oral)

Sri B.D. Pande, Advocate on behalf of Sri Anil Dabral, Advocate for the petitioners.

Sri. H.C. Pande, Additional Government Advocate for respondents 1 and 2.

Sri Jagdish Prasad, Advocate for respondent no. 3.

2. Sri H.C. Pande, the learned Additional Government Advocate submits that the writ petition filed by petitioners Dhirendra Prasad, Maheshanand Dhaulakhandi and Maheshwari Dhaulakhandi seeking quashing of the First Information Report and the case registered against them now has become infructuous, as the Police after the completion of the investigation, though did not find any case worth filing charge sheet against petitioner 2 and 3, namely, Maheshanand Dhaulakhandi and Maheshwari Dhaulakhandi, but charge-sheet has been filed against petitioner no. 1 to 3 Dhirendra Prasad before the concerning court.

3. In this view of the matter, this writ petition is dismissed as infructuous.

4. Consequently, the interim order dated 27.02.2006 stands vacated automatically.

5. With the above order, CLMA No. 1811 of 2006 and CLMA No. 3153 of 2006 stand disposed of.

(Prafulla C. Pant, J.) **(Rajeev Gupta, C. J.)**
04.07.2006 04.07.2006

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